



City of Norfolk

Office of the City Manager

C: Dir., Director of Public Works

July 18, 2006

To the Honorable Council
City of Norfolk, Virginia

Re: Encroachment – awning, two half columns,
lettering and a sign

Ladies and Gentlemen:

I. **Recommended Action:** Adopt ordinance

II. **Overview**

This agenda item is an encroachment to permit Anna Jerabek to encroach into the right of way at 441 Granby Street, with an awning, two half columns, lettering and a sign.

III. **Analysis**

A. **General**

Norfolk City Code requires all encroachments into rights-of-way to be approved by City Council. The encroachments at this location are to allow advertisement and improvements to the facade of the Rama Garden Thai Cuisine Restaurant at 441 Granby Street.

B. **Fiscal**
NA

C. **Environmental**
NA

D. **Community Outreach/Notification**

Notification for this item was done through the City of Norfolk's regular agenda notification process.

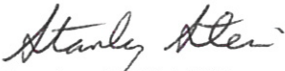
IV. Board/Commission Action

The Department of Public Works, Utilities and Planning have reviewed the request and offer no objections. Plans have been reviewed and approved by the Norfolk Design Review Committee and the City Planning Commission.

V. Conclusion

The applicant has provided the required certificate of insurance and the encroachment is subject to revocation by the City Council, therefore it is recommended that the City Council adopt the ordinance, which will allow Ms. Jerabek to begin storefront renovation.

Respectfully submitted,


for Regina V.K. Williams
City Manager

07/03/06 wer

Form and Correctness Approved: *BAP**FW*
Contents Approved:By *Nathan Seaman*
Office of the City Attorney

NORFOLK, VIRGINIA

By *John K.*
DEPT.**ORDINANCE No.**

AN ORDINANCE PERMITTING ANNA JERABEK TO ENCROACH INTO THE RIGHT-OF-WAY AT 441 GRANBY STREET WITH AN AWNING, TWO HALF-COLUMNS, LETTERING AND A SIGN.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That permission is hereby granted to Anna Jerabek, her successors and assigns, to encroach three feet into the right-of-way at 441 Granby Street with an eight-foot awning; six inches into the said right-of-way with two half columns; two inches into said right-of-way with sign lettering; and three feet into said rights of way with a sign; all of which are shown on the encroachment maps, copies of which are attached to and made a part hereof as Exhibits A and B, subject to and contingent upon the following conditions:

- (1) That this permission is expressly subject to the right of revocation by the Council and that in the event of such revocation, Anna Jerabek, or her successors and assigns, shall immediately remove the encroaching structures.
- (2) That upon the removal of the encroaching structures or any part thereof the authority hereby granted shall cease and terminate.
- (3) That Anna Jerabek, or her successors and assigns, at her own cost and expense, shall take out and keep in full force and effect public liability insurance in some company authorized to do business in the Commonwealth of Virginia, insuring them and naming the City of Norfolk as an additional insured party in the amount of at least \$300,000.00 against liability from any and all claims, actions and suits that may be asserted or brought against the City of Norfolk and/or Anna Jerabek, and her successors and assigns, for any injury to or death of any person or persons or for any damage to or destruction of property resulting from the installation, maintenance, or

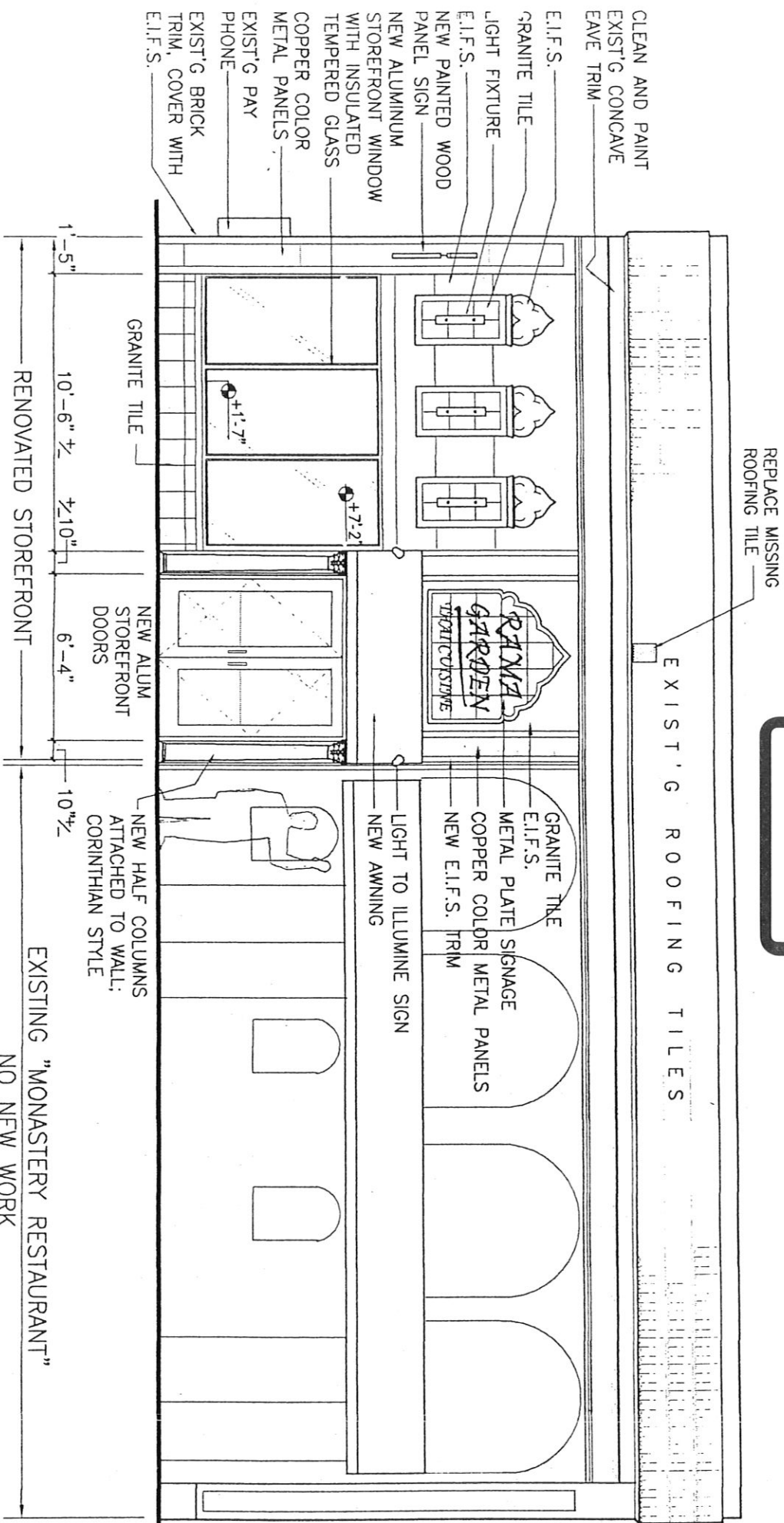
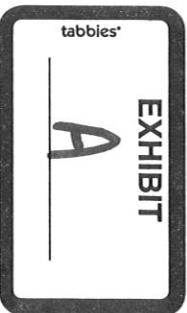
existence of said encroaching structures; that evidence of such insurance shall be filed with the Risk Manager, Department of Finance, City of Norfolk.

- (4) That the City shall not be responsible for any damage, replacement, or installation costs for any structure encroaching into the right-of-way resulting from the City's operation, maintenance, repair, or replacement of utilities located within the right-of-way.

Section 2:- That the failure of Anna Jerabek, or her successors and assigns, to fully comply with all contingencies set forth herein shall operate as an automatic revocation of the permission granted hereby.

Section 3:- That the use of the said encroaching structures shall be deemed an acceptance by Anna Jerabek, and her successors and assigns, of all conditions to which the permission herein granted is subject.

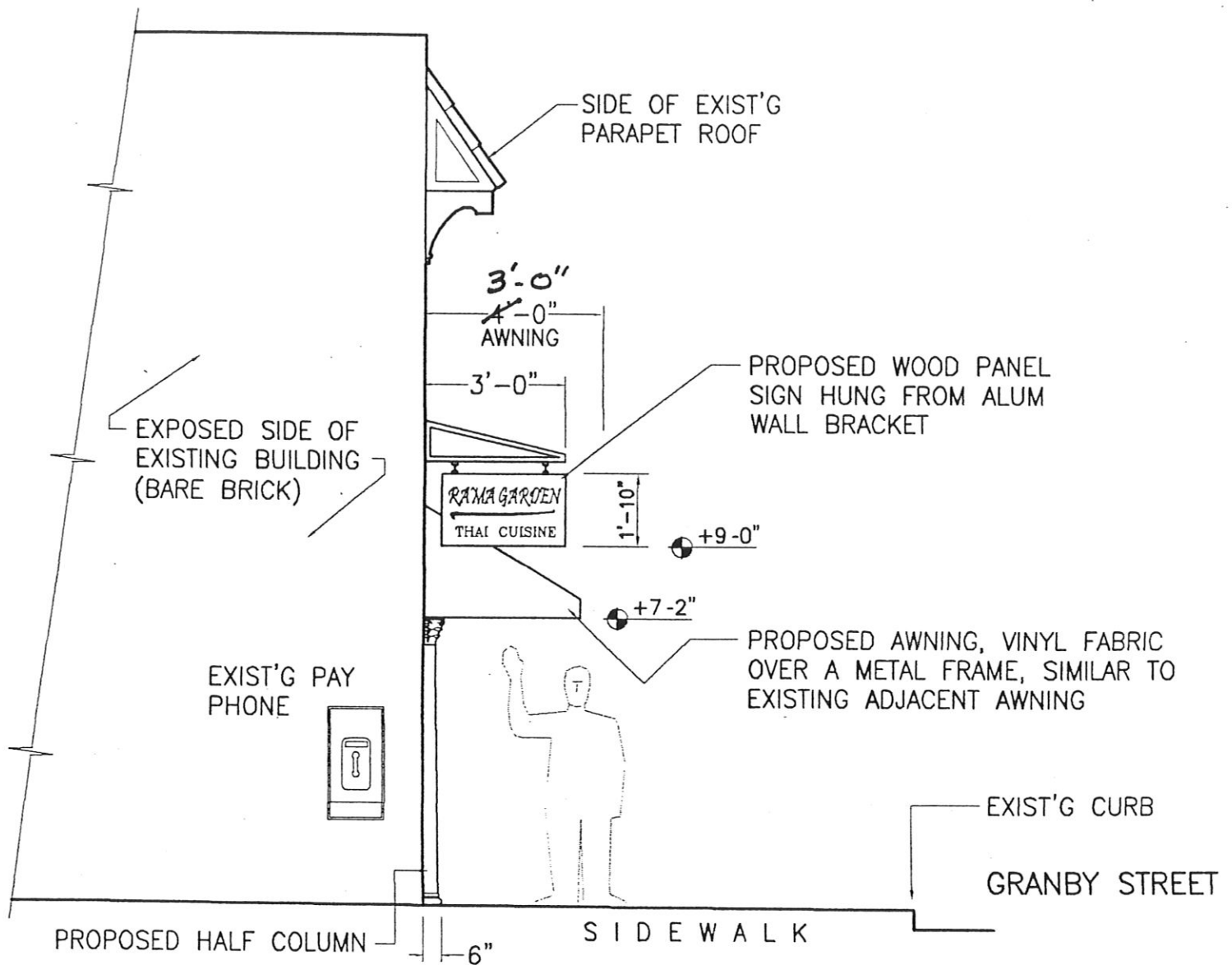
Section 4:- That this ordinance shall be in effect from and after its adoption.



FRONT ELEVATION

RAMA GARDEN THAI CUISINE
441 GRANBY STREET NORFOLK VIRGINIA

CROW ARCHITECTURAL SERVICES
708 BATTLEFIELD S. BLVD, SUITE 202 CHESAPEAKE, VA 23322 757-482-1551



SIDE ELEVATION

1/4" = 1'-0" 0 5' 10'

RAMA GARDEN THAI CUISINE
441 GRANBY STREET NORFOLK VIRGINIA

12-29-05

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